



August 10, 2005

Via Electronic Filing

Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, S.W.
Washington, D.C. 20554

Re: WC Docket No. 05-196
Subscriber Notification Report

Dear Ms. Dortch:

Endavo Media and Communications Inc. ("Endavo") is filing this report in accordance with the Commission's Public Notice, DA 05-2085, *Enforcement Bureau Provides Guidance to Interconnected Voice Over Internet Protocol Service Providers Concerning the July 29, 2005 Subscriber Notification Deadlines*, released July 26, 2005, in WC Docket No. 04-36 and No. 05-196. *See also* 47 C.F.R. § 9.5(e).

Endavo's report to the Commission includes the following information with regard to subscriber notification and acknowledgement:

- *A detailed description of all actions the provider has taken to specifically advise every subscriber, prominently and in plain language, of the circumstances under which E911 service may not be available through the interconnected VoIP service and/or may be in some way limited by comparison to traditional E911 service. This information should include, but is not limited to, relevant dates and methods of contact with subscribers (i.e., e-mail, U.S. mail).*

On July 28, 2005, Endavo sent a letter certified mail, return receipt requested, to each Endavo VoIP subscriber through the U.S. mail. In return, Endavo received a postcard with a signature of the person who received the letter. On July 29, 2005, Endavo sent an e-mail to each Endavo VoIP subscriber at their last e-mail address of record. The letter and the subsequent e-mail advised each VoIP subscriber, prominently and in plain language, of the circumstances under which Endavo's 911 service is provided and any limitation, as compared to traditional E911. The letter and the e-mail also requested a return acknowledgement that the subscriber read and understood the advisory.

In addition to the letter and e-mail to each VoIP subscriber, Endavo has posted the letter at the condominium Club House doors, and at the condominium common mailbox locations, for each development where Endavo's VoIP subscribers reside. Also, Endavo

employees, beginning the week of August 8, 2005, are attempting to contact those individuals whose “return receipt notice” has not been received.

- *A quantification of how many of the provider’s subscribers, on a percentage basis, have submitted an affirmative acknowledgement, as of the date of the report, and an estimation of the percentage of subscribers from whom they do not expect to receive an acknowledgement by August 29, 2005.*

As of August 10, 2005, the date of this report, Endavo has received a signed acknowledgement from 15 percent of its VoIP subscribers. Endavo has received confirmation of delivery of 64 percent of the advisory letters and thus Endavo estimates that it will receive a signed acknowledgement from at least 64 percent of its VoIP subscribers by August 29, 2005.

In addition, Endavo is requiring that all new subscribers, prior to connection, read, understand and acknowledge the 911 advisory. Endavo has distributed, and will continue to distribute, three warning stickers, or more if requested, to each new subscriber. Endavo has a signed acknowledgement from each of the two new VoIP subscribers.

- *A detailed description of whether and how the provider has distributed to all subscribers warning stickers or other appropriate labels warning subscribers if E911 service may be limited or not available and instructing the subscriber to place them on and/or near the customer premises equipment used in connection with the interconnected VoIP service. This information should include, but is not limited to, relevant dates and methods of contact with subscribers (i.e., e-mail, U.S. mail).*

Endavo distributed three warning stickers to all of its VoIP subscribers describing Endavo’s 911 service and its limitations. The warning stickers were sent to subscribers at the same time as the advisory letter described above, on July 28, 2005, by certified mail, return receipt requested, through the U.S. mail. In the letter, Endavo instructed subscribers to place the warning stickers on their telephone equipment to act as a reminder of the advisory and to inform guests of the 911 limitations.

- *A quantification of how many subscribers, on a percentage basis, to whom the provider did not send the advisory described in the first bullet above and /or to whom the provider did not send warning stickers or other appropriate label as identified in the bullet immediately above.*

Endavo sent the advisory described in the first bullet above to 100 percent of its VoIP subscribers. Endavo also sent three warning stickers as identified in the bullet above to 100 percent of its VoIP subscribers.

- *A detailed description of any and all actions the provider plans on taking towards any of its subscribers that do not affirmatively acknowledge having received and understood the advisory, including, but not limited to, disconnecting the subscriber's VoIP service with the Company no later than August 30, 2005.*

Endavo will continue its efforts to acquire subscriber acknowledgements as discussed above. Endavo will thereafter take actions that are consistent with the Commission's expectations as provided in the Public Notice:

if an interconnected VoIP provider has not received subscriber acknowledgements from 100% of its existing subscribers by August 29, 2005, then the interconnected VoIP provider will disconnect, no later than August 30, 2005, all subscribers from whom it has not received such acknowledgements.

- *A detailed description of how the provider is currently maintaining any acknowledgements received from its subscribers.*

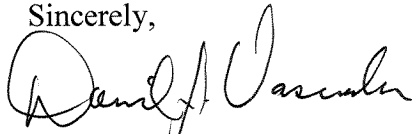
Endavo is currently maintaining a paper copy of the acknowledgements received from each subscriber with their subscriber file, located at Endavo's headquarters at 50 West Broadway in Salt Lake City, Utah. Endavo has also prepared a spread sheet containing the same information, including the name of each subscriber who has not provided an acknowledgement.

- *The name, title, address, phone number, and e-mail address of the person responsible for the Company's compliance efforts with the VoIP E911 Order.*

The person responsible for Endavo's compliance efforts with the VoIP E911 Order is Dave Vasenda, Director of Operations, 50 West Broadway, Suite 400, Salt Lake City, Utah 84101, 801-297-8500, davev@endavo.com.

Should you have any questions regarding this filing, please contact me.

Sincerely,



David J. Vasenda
Director of Operations